

State of South Dakota

SEVENTY-NINTH SESSION
LEGISLATIVE ASSEMBLY, 2004

400J0661

SENATE BILL NO. 201

Introduced by: The Committee on Appropriations at the request of the Governor

1 FOR AN ACT ENTITLED, An Act to make an appropriation to the Science and Technology
2 Authority to purchase liability insurance and to operate the Homestake Underground
3 Laboratory and to declare an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

5 Section 1. There is hereby appropriated from the state general fund the sum of three million
6 five hundred thousand dollars (\$3,500,000), or so much thereof as may be necessary, to the
7 Science and Technology Authority for the payment of premiums for insurance for the authority
8 and for operating expenses of the authority.

9 Section 2. If the Governor determines that it is necessary and appropriate to protect the
10 interests of the state, any insurance purchased with the funds appropriated by section 1 of this
11 Act shall provide coverage for the State of South Dakota upon such terms and conditions as the
12 Governor may determine.

13 Section 3. The Legislature finds that the appropriation provided for by this Act is for public
14 use or benefit.

15 Section 4. The provisions of § 4-8-21 do not apply to the funds appropriated by this Act for
16 the payment of insurance premiums. If by June 30, 2008, the funds appropriated by this Act for



1 the payment of insurance premiums are not contractually obligated as a part of a written
2 agreement between the owners of the former Homestake Mine and the authority whereby the
3 owners will agree to convey portions of the former mine to the authority upon the terms and
4 conditions to be set forth in the agreement, or if by June 30, 2008, the funds are contractually
5 obligated but the written agreement is thereafter terminated by mutual agreement of the
6 authority and the former owners of the mine, the funds appropriated by this Act for the payment
7 of insurance premiums shall revert to the state general fund.

8 Section 5. Whereas, this Act is necessary for the support of the state government and its
9 existing public institutions, an emergency is hereby declared to exist, and this Act shall be in
10 full force and effect from and after its passage and approval.